

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**November 18, 2003**

**IN RE:**

**COMPLAINT OF AENEAS COMMUNICATIONS AGAINST  
CITIZENS COMMUNICATIONS IN WEAKLEY COUNTY,  
TENNESSEE**

)  
)  
) **DOCKET NO.**  
) **02-00438**  
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**ORDER SCHEDULING HEARING**

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This matter is before the Hearing Officer pursuant to a request from the Parties to schedule this Docket for a hearing.

On July 30, 2003, the Procedural Schedule in this Docket was suspended to facilitate settlement negotiations between Aeneas Communications, LLC ("Aeneas") and Citizens Telecommunications Company of Tennessee, LLC ("Citizens"). At this time, Aeneas and Citizens were directed to update the TRA with the status of these negotiations by October 28, 2003. For this purpose, the Hearing Officer held a conference call on November 18, 2003 with the following Parties:

**Aeneas, US LEC of Tennessee, Inc. ("US LEC"), and Southeastern Competitive Carriers Association ("SECCA")** - Henry Walker, Esq. - Boulton, Cummings, Conner & Berry, 414 Union Street, #1600, P.O. Box 198062, Nashville, TN 37219-8062.

**Citizens** - Guilford F. Thornton, Jr., Esq. (Stokes Bartholomew Evans & Petree, P.A., SunTrust Center, 424 Church Street, Suite 2800, Nashville, Tennessee 37219), Mr. Gregg Sayre and Mr. Mike Swatts.

**United Telephone-Southeast, Inc. ("Sprint")** - Kaye Odum - 14111 Capital Boulevard, Wake Forest, North Carolina 27587-5900.

**NTCH - West Tenn, Inc. ("NTCH")** - Donald Scholes, Esq. - Branstetter, Kilgore, Stranch & Jennings, 227 Second Avenue North, 4th Floor, Nashville, Tennessee 37201-1631.

During this conference call, it was determined that Citizens and Aeneas would continue to negotiate towards a settlement in this Docket, but because the Procedural Schedule has now been suspended for more than eight months, the Parties requested that this Docket also be set for hearing to facilitate a timely resolution in the event that settlement negotiations are ultimately unsuccessful. Finding this request to be well taken, a hearing in this Docket before the Hearing Officer is hereby scheduled for **10 a.m. on Wednesday, February 11, 2004.**

**IT IS THEREFORE ORDERED THAT:**

1. A hearing in this Docket is hereby scheduled as stated herein.
2. Citizens and Aeneas shall continue to apprise the TRA of any progress made towards a negotiated settlement up to the date of the scheduled hearing.

A handwritten signature in cursive script, reading "Kim Beals", written in black ink.

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Kim Beals, Counsel  
as Hearing Officer